



11-21-05

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Attorney Docket No. 089339-0365

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Niessen, et al.

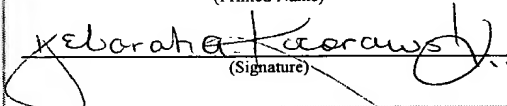
Title: METHOD OF
MONITORING FOR
AVAILABILITY OF A
SYSTEM FUNCTION IN A
COMPUTER SYSTEM

Application No.: 09/857,084

Filing Date: 05/31/2001

Examiner: Corrielus, Jean M.

Art Unit: 2162

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| CERTIFICATE OF EXPRESS MAILING | |
| I hereby certify that this correspondence is being deposited with the United States Postal Service's "Express Mail Post Office To Addressee" service under 37 C.F.R. § 1.10, on the date indicated below and is addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450. | |
| EV 625661893 US (Express Mail Label Number) | November 18, 2005 (Date of Deposit) |
| Deborah A. Kocorowski (Printed Name) | |
|  (Signature) | |

Mail Stop **AMENDMENT**
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

AMENDMENT AND REPLY TRANSMITTAL

Transmitted herewith is an Amendment and Reply in the above-identified patent application.

[X] Amendment and Reply Under 37 C.F.R. § 1.111 (7 pages).

[X] The fee required for additional claims is calculated below:

| | Claims As Amended | | Previously Paid For | | Extra Claims Present | | Rate | | Additional Claims Fee |
|--|-------------------------|---|------------------------|---|----------------------------|---|----------|----------|--------------------------|
| Total Claims: | 4 | - | 20 | = | 0 | x | \$50.00 | = | \$0.00 |
| Independent Claims: | 2 | - | 6 | = | 0 | x | \$200.00 | = | \$0.00 |
| First presentation of any Multiple Dependent Claims: | | | | | | | + | \$360.00 | = \$0.00 |
| CLAIMS FEE TOTAL | | | | | | | | | = \$0.00 |

☐ The Applicants hereby petition for an extension of time under 37 C.F.R. § 1.136(a) for the total number of months checked below:

| | | |
|--|------------|--------|
| <input type="checkbox"/> Extension for response filed within the first month: | \$120.00 | \$0.00 |
| <input type="checkbox"/> Extension for response filed within the second month: | \$450.00 | \$0.00 |
| <input type="checkbox"/> Extension for response filed within the third month: | \$1,020.00 | \$0.00 |
| <input type="checkbox"/> Extension for response filed within the fourth month: | \$1,590.00 | \$0.00 |
| <input type="checkbox"/> Extension for response filed within the fifth month: | \$2,160.00 | \$0.00 |
| EXTENSION FEE TOTAL: | | \$0.00 |
| <input type="checkbox"/> Statutory Disclaimer Fee under 37 C.F.R. § 1.20(d): | \$130.00 | \$0.00 |
| CLAIMS, EXTENSION AND DISCLAIMER FEE TOTAL: | | \$0.00 |
| <input type="checkbox"/> Small Entity Fees Apply (subtract ½ of above): | | \$0.00 |
| TOTAL FEE: | | \$0.00 |

☒ The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 06-1447. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 06-1447. If any extensions of time are needed for timely acceptance of papers submitted herewith, the Applicants hereby petition for such extension under 37 C.F.R. § 1.136 and authorizes payment of any such extensions fees to Deposit Account No. 06-1447.

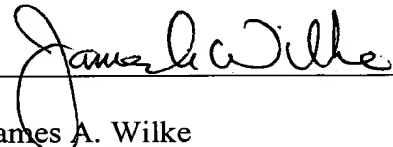
Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Date

11-18-05

By



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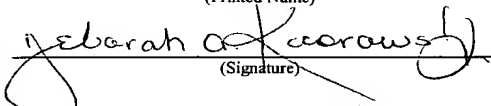
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| Deborah A. Kocorowski (Printed Name) | |
|  (Signature) | |

AMENDMENT AND REPLY UNDER 37 C.F.R. § 1.111

This communication is responsive to the Non-Final Office Action dated August 26, 2005, concerning the above-referenced patent application.

Amendments to the Claims are reflected in the Listing of Claims which begins on page 2 of this document.

Remarks/Arguments begin on page 4 of this document.

Please amend the application as follows: